

REIDHEAD BROTHERS LUMBER MILL,)	AGBCA No. 2003-173-RJ
)	
Appellant)	
)	
Representing the Appellant:)	
)	
Alan I. Saltman, Esquire)	
Saltman & Stevens)	
1801 K Street, N.W., Suite M-110)	
Washington, D.C. 20006)	
)	
Representing the Government:)	
)	
Patricia Leigh Disert, Esquire)	
Office of the General Counsel)	
U. S. Department of Agriculture)	
P.O. Box 586)	
Albuquerque, New Mexico 87103-0586)	

RULING OF THE BOARD OF CONTRACT APPEALS

August 5, 2003

Before POLLACK, VERGILIO, and WESTBROOK, Administrative Judges.

Opinion for the Board by Administrative Judge VERGILIO.

On June 11, 2003, the Board received what is styled a Motion for Relief from Judgment in the case of Reidhead Brothers Lumber Mill, AGBCA No. 2000-126-1, 00-2 BCA & 31,144, from Reidhead Brothers Lumber Mill (purchaser), of Nutrioso, Arizona. The respondent, the U. S. Department of Agriculture, Forest Service (Government), had sold timber in the Alpine Ranger District, in the Apache-Sitgreaves National Forests, Arizona, under the Draw timber sale contract, No. 001517. The Board decision, issued on October 4, 2000, had been affirmed by the Federal Circuit, 36 Fed. Appx. 426 (Fed. Cir. 2002). By letter dated July 28, 2003, the purchaser indicates that it withdraws the motion. The Board treats the letter as a request to withdraw the motion.

RULING

The Board grants the request to withdraw the motion for relief.

JOSEPH A. VERGILIO
Administrative Judge

Concurring:

HOWARD A. POLLACK
Administrative Judge

ANNE W. WESTBROOK
Administrative Judge

Issued at Washington, D.C.
August 5, 2003